



FENWICK & WEST LLP

EXHIBIT C

MICHELLE K. LEE
EMAIL MLEE@FENWICK.COM
DIRECT DIAL 650.335.7965

November 12, 2003

VIA FEDERAL EXPRESS

Dr. Shaoher Pan
1133 Kelez Drive
San Jose, CA 95120

RE: New U.S. Patent Application (Continuation of 10/378,056)
Title: REFLECTIVE SPATIAL LIGHT MODULATOR
Inventors: Shaoher X. Pan, Dongmin Chen, Xiao Yang
and Shoucheng Zhang
Our Ref.: 23340-08599

New U.S. Patent Application (Continuation of 10/378,041)
Title: FABRICATION OF A REFLECTIVE SPATIAL
LIGHT MODULATOR
Inventors: Shaoher X. Pan, Dongmin Chen and Xiao
Yang
Our Ref.: 23340-08600

New U.S. Patent Application (Continuation of 10/378,058)
Title: ARCHITECTURE OF A REFLECTIVE SPATIAL
LIGHT MODULATOR
Inventors: Shaoher X. Pan, Dongmin Chen, Xiao Yang
and Shoucheng Zhang
Our Ref.: 23340-08598

Dear Shaoher:

Consistent with the continuing prosecution of the subject matter of the following applications, each filed on February 27, 2003,

- a. U.S. Patent Application No.: 10/378,056, Title: REFLECTIVE SPATIAL LIGHT MODULATOR, Our Ref.: 23340-07025.
- b. U.S. Patent Application No.: 10/378,041, Title: FABRICATION OF A REFLECTIVE SPATIAL LIGHT MODULATOR, Our Ref.: 23340-07026.
- c. U.S. Patent Application No.: 10/378,058, Title: ARCHITECTURE OF A REFLECTIVE SPATIAL LIGHT MODULATOR, Our Ref.: 23340-07027.

Silicon Valley Center
801 California Street
Mountain View, CA 94041

Tel 650.988.8500
Fax 650.938.5200

www.fenwick.com

Silicon Valley • San Francisco • Washington, DC

23340/01000/DOCS/1389556.1

XHP Microsystems, Inc. has decided to file a continuation application in each of the applications referenced in a-c above. In support of these continuation applications, we need you to sign the following enclosed documents:

1. Combined Declaration and Power of Attorney for case number 08599 (continuation of case number 07025).
2. Combined Declaration and Power of Attorney for case number 08600 (continuation of case number 07026).
3. Combined Declaration and Power of Attorney for case number 08598 (continuation of case number 07027).
4. Assignment for case number 08599 (continuation of case number 07025).
5. Assignment for case number 08600 (continuation of case number 07026).
6. Assignment for case number 08598 (continuation of case number 07027).

In addition, we need your signature on the following document in connection with the Taiwan patent application for case number 0726.

1. Oath & Assignment.

Once the above listed items have been executed, please return them to me in the enclosed federal express envelope no later than **November 19, 2003**, so that I might timely file them with the U.S. Patent and Trademark Office. If I do not receive signed copies of the enclosed documents by November 19, 2003, I will assume you are unable or unwilling to sign the enclosed documents and will proceed accordingly.

Enclosed for your reference and convenience are copies of the following:

1. A copy of the continuation patent application for case number 08599 to be filed.
2. A copy of the continuation patent application for case number 08600 to be filed.
3. A copy of the continuation patent application for case number 08598 to be filed.

Dr. Shaoher Pan
November 12, 2003
Page 3

Please be reminded that, pursuant to the Employee Invention Assignment and Confidentiality Agreement ("the Agreement") you signed as an employee of XHP Microsystems, Inc. on November 21, 2002, and under California law, you continue to be obligated to maintain the confidentiality of XHP Microsystems, Inc.'s confidential and proprietary information, including the contents of the above-referenced patent applications.

Please do not hesitate to contact me if you have any questions. My contact information is noted above. Thank you for getting these documents back to me by November 19.

Sincerely,
FENWICK & WEST LLP



Michelle K. Lee

MKL/nm
enclosures

SS

Customer Seal only when using a FedEx Ship or InterNetShip document.

FedEx USA Airbill
Express

1 From *Please print and press hard*
Sender's Name **Michelle K. Lee**
Sender's FedEx Account Number **0951-1485-7**
Date
Phone **(650) 988-8500**

Company **FENWICK & WEST LLP **TOP ACCT**
Address **801 CALIFORNIA ST**
City **MOUNTAIN VIEW** State **CA** ZIP **94041**

2 Your Internal Billing Reference **23340-08599**
3 To Recipient's Name **Dr. Shaoh Pan** Phone ()
Company
Address **1133 Kelez Drive**
City **San Jose** State **CA** ZIP **95120**

Address **1133 Kelez Drive**
City **San Jose** State **CA** ZIP **95120**

Try online shipping at fedex.com

By using this Airbill you agree to the service conditions on the back of this Airbill and in our current Service Guide, including terms that limit our liability.
Questions? Visit our Web site at fedex.com or call 1.800.GoFedEx® 800.463.3339.

0239673446

AVAILABLE COPY

Sender's Copy

4 Express Package Service
☒ Express Priority Overnight
☐ Express Standard Overnight
☐ Express 2Day
☐ Express 1Day Freight
☐ Express Freight Service

5 Packaging
☒ FedEx Envelope
☐ FedEx Pak
☐ FedEx 2Day
☐ FedEx 1Day Freight
☐ FedEx 3Day Freight

6 Special Handling
☒ Saturday Delivery
☐ Signature Required
☐ Signature Restricted
☐ Signature Adult Only
☐ Signature Restricted Adult Only
☐ Signature Restricted Adult Only

7 Payment
☒ Bill to Sender
☐ Bill to Recipient
☐ Bill to Third Party
☐ Bill to Cash/Check

8 Release Signature
☐ Signature Required
☐ Signature Restricted
☐ Signature Restricted Adult Only
☐ Signature Restricted Adult Only

9 Total Packages
☐ Total Weight
☐ Total Declared Value

10 Release Signature
☐ Signature Required
☐ Signature Restricted
☐ Signature Restricted Adult Only
☐ Signature Restricted Adult Only

11 Release Signature
☐ Signature Required
☐ Signature Restricted
☐ Signature Restricted Adult Only
☐ Signature Restricted Adult Only

12 Release Signature
☐ Signature Required
☐ Signature Restricted
☐ Signature Restricted Adult Only
☐ Signature Restricted Adult Only

13 Release Signature
☐ Signature Required
☐ Signature Restricted
☐ Signature Restricted Adult Only
☐ Signature Restricted Adult Only

14 Release Signature
☐ Signature Required
☐ Signature Restricted
☐ Signature Restricted Adult Only
☐ Signature Restricted Adult Only

15 Release Signature
☐ Signature Required
☐ Signature Restricted
☐ Signature Restricted Adult Only
☐ Signature Restricted Adult Only

PULL AND RETAIN THIS COPY BEFORE AFFIXING TO THE PACKAGE.

NO POUCH NEEDED. See back for peel and stick application instructions.

At the bottom of Airbill Pouch or Peel and Stick Airbill he



FedEx USA Airbill

Express

8402 6704 9539

1 From Please print and press hard.
Sender's FedEx Account Number

Date
Sender's Name Dr. Shaoh Pan Phone ()

Company

Address 1133 Kelez Drive

City San Jose State CA ZIP 95120

2 Your Internal Billing Reference 23340-08599 OPTIONAL

3 To Recipient's Name Michelle K. Lee Phone (650) 988-8500

Company FENWICK & WEST LLP #*TOP ACCT

Address 801 CALIFORNIA ST

City MOUNTAIN VIEW State CA ZIP 94041

Address

City

Try online shipping at fedex.com

By using this Airbill you agree to the service conditions on the back of this Airbill and in our current Service Guide, including terms that limit our liability.

Questions? Visit our Web site at fedex.com

or call 1.800.Go.FedEx® 800.463.3338.

0247315862

BEST AVAILABLE COPY

Sender's Copy

4a Express Package Service

☐ FedEx Priority Overnight ☐ FedEx Standard Overnight ☐ FedEx First Overnight

☐ FedEx 2Day ☐ FedEx Express Saver

4b Express Freight Service

☐ FedEx 1Day Freight* ☐ FedEx 2Day Freight ☐ FedEx 3Day Freight

5 Packaging ☒ FedEx Envelope* ☐ FedEx Pak* ☐ Other

6 Special Handling ☐ SATURDAY Delivery ☐ HOLD Saturday at FedEx Location ☐ HOLD Sunday at FedEx Location

7 Payment Bill for ☒ Recipient ☐ Third Party ☐ Credit Card ☐ Cash/Check

8 Release Signature ☐ Signature ☐ Signature and Seal ☐ Signature and Seal and Release from any resulting claims.

0951-1485-7

0247315862

0247315862

0247315862

0247315862

0247315862

0247315862

0247315862

0247315862

0247315862

0247315862

0247315862

0247315862

0247315862

0247315862

0247315862



F dEx Express
Customer Support Trace
3875 Airways Boulevard
Module H, 4th Floor
Memphis, TN 38116

U.S. Mail: PO Box 727
Memphis, TN 38194-4643

Telephone: 901-369-3600

12/1/2003

Dear Customer:

Here is the proof of delivery for the shipment with tracking number **839125928750**. Our records reflect the following information.

Delivery Information:

Signed For By: C.PAN



Delivery Location: 1133 KELEZ DR
Delivery Date: November 13, 2003
Delivery Time: 1029

Shipping Information:

Tracking No: 839125928750

Ship Date: November 12, 2003

Recipient:

DR SHAOHER PAN

1133 Keler Drive
San Jose, CA 95120
US

Shipper:

MICHELLE K LEE
FENWICK & WEST LLP **TOP ACCT
801 CALIFORNIA ST
MOUNTAIN VIEW, CA 94041
US

Shipment Reference Information:

23340-08599

Thank you for choosing FedEx Express. We look forward to working with you in the future.

FedEx Worldwide Customer Service
1-800-Go-FedEx®
Reference No.: R2003120100102369713

BEST AVAILABLE COPY